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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

INTERNATIONAL UNION OF
OPERATING ENGINEERS LOCAL 825
EMPLOYEE BENEFIT FUNDS AND THE
TRUSTEES THEREOF

Petitioners,

v.

BEDROC CONTRACTING LLC

Respondent.

Hon. Peter G. Sheridan, U.S.D.J.

Civil Action No. 09-cv-06467-PGS-ES

CIVIL ACTION

ORDER TO SHOW CAUSE

THIS MATTER having been opened to the Court by Pitta & Giblin, LLP, (Matthew P. Rocco, Esq., appearing) on behalf of Petitioners International Union of Operating Engineers Local 825 Employee Benefit Funds ("Funds") and the Trustees Thereof ("Trustees") (collectively "Petitioners"), for an entry of an Order to Show Cause as to why the Court should not hold the Respondent's President, Frank Weidner ("Respondent") in contempt for failing to comply with Orders of this Court, and the Court having read the supporting documents submitted herewith, and as well as any papers submitted in opposition thereto; and the Court having heard arguments of counsel, if any, and for good and sufficient cause shown;

IT IS on this 6 day of April, 2010;

ORDERED that Respondent show cause before the United States District Court District of New Jersey, Newark vicinage, on the 14 day of April 2010, at 10 a.m., or as soon thereafter as counsel may be heard, as to why the Respondent should not be held in contempt, and:

(1) Compelling Respondent to cease and desist from their continuing violation of the Collective Bargaining Agreement;

(2) Compelling Respondent to submit payment as provided by the Confirmation Order dated January 26, 2010; and,

(3) Compelling Respondent to provide a schedule of all corporate assets as provided

by the Litigant's Rights Order dated March 10, 2010; and it is further

(4) *Frank Wiedner, President should not be held in contempt for*
ORDERED that Respondent's opposition briefs, affidavits, and/or certifications, if any,

in opposition to Petitioners application for an Order to Show Cause as to why Respondent should not be held in contempt shall be served in hand upon Petitioners' counsel, Matthew P. Rocco, Esq., Pitta & Giblin, LLP, 120 Broadway, 28th Floor, New York, New York, 10271 on or before April 13, 2010; and it is further

ORDERED that Petitioners' reply briefs, affidavits, and/or certifications, if any, shall be served upon Respondents and the Court no later than April 13, 2010; and it is further

ORDERED that copies of this Order shall be served upon Respondent by Certified Mail or *personal service within 3 days,*

(and Mr. Wiedner)
ENTER:

Peter G. Sheridan
Hon. Peter G. Sheridan, U.S.D.J.

** failing to comply with Court Orders.*